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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOHN BONILLA, et al.,

Plaintiffs,

v.

B & R MOBILE ROCK CRUSHING SERVICES,
a Business Entity; and ROBERT GRECO, an
Individual,

Defendants.

Case No. C 05 4511 SC

**STIPULATION FOR DISMISSAL;
~~(PROPOSED)~~ ORDER FOR
DISMISSAL**

IT IS HEREBY STIPULATED by and between JOHN BONILLA and GIL CROSTHWAITE, as Chairman and Co-Chairman, respectively, of the BOARDS OF TRUSTEES OF THE OPERATING ENGINEERS HEALTH AND WELFARE TRUST FUND, PENSION FUND FOR OPERATING ENGINEERS, PENSIONED OPERATING ENGINEERS HEALTH AND WELFARE FUND, OPERATING ENGINEERS VACATION AND HOLIDAY TRUST FUND, NORTHERN CALIFORNIA PREAPPRENTICE, APPRENTICE AND JOURNEYMAN AFFIRMATIVE ACTION TRAINING FUND, OPERATING ENGINEERS CONTRACT ADMINISTRATION FUND FOR NORTHERN CALIFORNIA, OPERATING ENGINEERS INDUSTRY STABILIZATION TRUST FUND AND OPERATING ENGINEERS MARKET PRESERVATION TRUST FUND ("Plaintiffs") and B&R MOBILE ROCK CRUSHING SERVICES and ROBERT GRECO ("Defendants"), through their respective counsel, as follows:

1. This stipulation is entered into in connection with the settlement of this action. The Settlement Agreement of the parties, executed concurrently with this stipulation, shall be

1 incorporated into the Court's Order for Dismissal, and the Court shall retain jurisdiction of this
2 action for purposes of enforcing the Settlement Agreement, including but not limited to entry of a
3 stipulated judgment against the Defendants;

4 2. This action shall be dismissed with prejudice, subject to the Court's retention of
5 jurisdiction as described in Paragraph 1, above, each party to bear his/her/its own costs and
6 attorneys' fees except as reflected in the parties' Settlement Agreement.

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8 STANTON, KAY & WATSON, LLP

9 DATED: 10/20/06

By: /s/ Anne Bevington
ANNE BEVINGTON, ESQ.
Attorneys for Plaintiffs

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13 LEO R. ALBERIGI, ATTORNEY AT LAW

14 DATED: 10/18/06

By: /s/ Leo R. Alberigi
LEO R. ALBERIGI, ESQ.
Attorney for Defendants

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18 **ORDER FOR DISMISSAL**

19 IT IS SO ORDERED.

20 DATED: October 23, 2006



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